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10 *Attorneys for Plaintiffs*

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

16 MARY SWEARINGEN and ROBERT FIGY,  
17 individually and on behalf of others similarly  
situated,

18 Plaintiffs,

19 vs.

20 SANTA CRUZ NATURAL, INC.,

21 Defendant.

CASE NO. 13-CV-4291-SI

**STIPULATION AND ~~[PROPOSED]~~  
ORDER OF DISMISSAL**

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24 IT IS HEREBY STIPULATED TO AND AGREED, by and between Plaintiffs Mary  
25 Swearingen and Robert Figy, and Defendant Santa Cruz Natural, Inc., pursuant to Fed. R. Civ.  
26 Proc. 41, that this action is dismissed. This dismissal shall be with prejudice as to all individual  
27 claims asserted by Plaintiffs and without prejudice as to the claims of the putative class, each party  
28 to bear their own attorney's fees, costs and expenses.

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DATED: May 5, 2017

PRATT & ASSOCIATES

By:           /s/ Pierce Gore            
Pierce Gore  
David McMullan, *Pro Hac Vice*  
Attorneys for Plaintiffs  
Amy Swearingen and Robert Figy, individually  
and on behalf of others similarly situated

DATED: May 5, 2017

HOGANS LOVELLS LLP

By:           /s/ Robert B. Hawk            
Robert B. Hawk  
Attorneys for Defendant Santa Cruz Natural, Inc.

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED:           5/8/17          



Hon. SUSAN ILLSTON  
United States District Court Judge

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**ATTESTATION**

In concurrence with Local Rule 5-1 (i)(3), the filer of this document hereby attests that the concurrence to the filing of this document has been obtained from the other signatories thereto.

/s/ Pierce Gore  
Ben F. Pierce Gore

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the forgoing was filed and served via the Court's ECF filing system this 5th day of May, 2017.

/s/ Pierce Gore  
Ben F. Pierce Gore